

AMENDED IN SENATE JULY 8, 1999
AMENDED IN ASSEMBLY MAY 28, 1999
AMENDED IN ASSEMBLY MARCH 8, 1999
AMENDED IN ASSEMBLY FEBRUARY 3, 1999

CALIFORNIA LEGISLATURE—1999–2000 REGULAR SESSION

ASSEMBLY BILL

No. 33

Introduced by Assembly Member Soto
(Coauthors: Assembly Members Alquist, Calderon, Cardenas, Cedillo, Ducheny, Firebaugh, Florez, Havice, Honda, Longville, Reyes, Romero, Shelley, Strom-Martin, Thomson, Torlakson, Vincent, Washington, Wesson, and Wright)

(Coauthor: Senator Baca)

December 7, 1998

An act to ~~add Section 51120 to~~ *amend Sections 51121 and 51122 of, and to add Section 51123 to,* the Education Code, relating to parental compacts.

LEGISLATIVE COUNSEL'S DIGEST

AB 33, as amended, Soto. School-parent compacts.

(1) Existing law requires the governing board of each school district to adopt a policy on parent involvement.

~~This bill would establish~~ *Existing law also establishes* the ~~Parent~~ *Parental* Involvement Grant Program, ~~to be,~~ *which is* administered by the Superintendent of Public Instruction. The ~~bill would require~~ *program requires* any school district

that maintains a kindergarten or any of grades 1 to 12, inclusive, to apply on behalf of a school for funding under that program if the schoolsite council of the school submits an application, including a parent involvement plan, that meets certain requirements, upon certification that a significant percentage of the parents of the pupils at the applicant school have signed compact agreements regarding parental participation, as described. *The bill would require that a teacher have the opportunity to visit the homes of his or her pupils on weekends and evenings to meet with the parents or guardians, and require that schools be open to allow parents and guardians to meet with teachers on weekends and evenings, thereby imposing a state-mandated local program. The bill would require that the grants awarded under the program be used for stipends to teachers and other purposes of the program. The bill would provide that nothing in the program be construed to supersede any valid restraining order, protective order, or order for custody or visitation issued by a court of competent jurisdiction.*

(2) The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement, including the creation of a State Mandates Claims Fund to pay the costs of mandates that do not exceed \$1,000,000 statewide and other procedures for claims whose statewide costs exceed \$1,000,000.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: yes.

The people of the State of California do enact as follows:

- 1 ~~SECTION 1.—Section 51120 is added to the Education~~
- 2 *SECTION 1. Section 51121 of the Education Code, as*
- 3 *added by Chapter _____ of the Statutes of 1999 (Assembly*

1 *Bill 1115 of the 1999–2000 Regular Session), is amended to*
2 *read:*

3 51121. (a) The Parental Involvement Grant
4 Program is hereby established, and shall be administered
5 by the Superintendent of Public Instruction. The
6 Superintendent of Public Instruction shall develop, and
7 the State Board of Education shall approve, guidelines for
8 implementing this article, including, but not limited to,
9 guidelines for reviewing and approving parental
10 involvement grants.

11 (b) Any school district or charter school that maintains
12 a kindergarten or any of grades 1 to 12, inclusive, may
13 apply on behalf of a school for funding under this article
14 if the schoolsite council submits an application and a plan
15 that meets the requirements set forth in subdivision (c),
16 and certifies that a significant percentage of the parents
17 of the pupils at the applicant school have signed the
18 compact agreements specified in subdivision (c) and are
19 participating in the program outlined in the school plan.

20 (c) The application submitted pursuant to subdivision
21 (b) shall include the following elements:

22 (1) A plan for a program that facilitates significant
23 involvement of parents in their children's education,
24 including the terms of compact agreements formed
25 between the teachers, pupils, and parents that require
26 parental participation in the following areas, as
27 articulated in the State Board of Education's policy on
28 parent involvement adopted on September 9, 1994:

29 (A) At home emphasis of the importance of education
30 and learning.

31 (B) Promoting communication about school programs
32 and pupil progress.

33 (C) Involving parents in instructional and support
34 roles at the school.

35 (D) Providing parents with strategies and techniques
36 for assisting their children with learning activities.

37 (E) Preparing parents to actively participate in school
38 decisionmaking.

1 (F) Providing parents with the skills to access
2 community and support services that strengthen school
3 programs.

4 (2) A plan for a coordinated effort between adult
5 education, family literacy programs, and, where such a
6 program is in operation, the Healthy Start program. The
7 plan shall be consistent with existing parental
8 involvement plans to the extent that schoolsites applying
9 for a grant pursuant to this article are currently operating
10 parental involvement programs pursuant to federal law.

11 (3) The plans described in paragraphs (1) and (2) shall
12 include a component that facilitates contact between the
13 teacher and parent to better meet pupil needs in
14 achieving academic goals.

15 (4) To the extent necessary, the plans described in
16 paragraphs (1) and (2) shall address a procedure for
17 contact between teachers and parents that may take
18 place outside of regular school hours.

19 (d) The plan developed by the schoolsite council shall
20 be reviewed and approved by the governing board of the
21 school district, or in the case of a charter school, the
22 governing board of the local educational agency that
23 granted the charter or was designated as the local
24 educational agency by the State Board of Education, and
25 shall be submitted to the State Department of Education
26 together with the application for funding pursuant to this
27 article.

28 (e) *A teacher shall have the opportunity to visit the*
29 *homes of his or her pupils on weekends and evenings to*
30 *meet with the parents or guardians of those pupils. A*
31 *school shall be open on weekends and evenings to allow*
32 *working parents and guardians the opportunity to meet*
33 *with the teachers of their children as a means of*
34 *becoming more involved with their education.*

35 SEC. 2. *Section 51122 of the Education Code, as added*
36 *by Chapter _____ of the Statutes of 1999 (Assembly Bill*
37 *1115 of the 1999–2000 Regular Session), is amended to*
38 *read:*

39 51122. (a) In any fiscal year in which funds are
40 appropriated for making parental involvement grants

pursuant to this article, the Superintendent of Public Instruction shall administer the application process and shall award one-time grants, on a competitive basis, in the amount of twenty-five thousand dollars (\$25,000) *per school*.

(b) The grants awarded under this article shall be used for stipends for teachers and for other purposes of this article.

SEC. 3. Section 51123 is added to the Education Code, to read:

51123. Nothing in this article shall be construed to supersede any valid restraining order, protective order, or order for custody or visitation issued by a court of competent jurisdiction.

SEC. 4. Notwithstanding Section 17610 of the Government Code, if the Commission on State Mandates determines that this act contains costs mandated by the state, reimbursement to local agencies and school districts for those costs shall be made pursuant to Part 7 (commencing with Section 17500) of Division 4 of Title 2 of the Government Code. If the statewide cost of the claim for reimbursement does not exceed one million dollars (\$1,000,000), reimbursement shall be made from the State Mandates Claims Fund.

Code, to read:

~~51120. (a) (1) The Legislature finds and declares that a critical dimension of effective schooling is parent involvement. Research indicates that parent involvement in the education of a child improves pupil achievement.~~

~~(2) The Legislature further finds and declares that school districts and schools, in collaboration with parents, teachers, pupils, and administrators, in establishing and developing proper efforts that enhance parent involvement, are taking a pivotal step in encouraging student success.~~

~~(3) It is the intent of the Legislature in enacting this section to encourage and enhance student achievement through parent involvement in education.~~

~~(b) (1) The Parent Involvement Grant Program is hereby established, to be administered by the Superintendent of Public Instruction, based upon guidelines approved by the State Board of Education. The Superintendent of Public Instruction shall develop, and the State Board of Education shall approve, a method of reviewing and approving parent involvement grants pursuant to this section.~~

~~(2) Any school district that maintains a kindergarten or any of grades 1 to 12, inclusive, shall apply on behalf of a school for funding under this section if the schoolsite council of that school submits an application that meets the requirements set forth in subdivision (c) and upon certification that a significant percentage of the parents of the pupils at the applicant school have signed the compact agreements described in paragraph (1) of subdivision (c) and are participating in the program outlined in the school plan described in that paragraph.~~

~~(c) (1) The application shall include a plan for a program that facilitates significant involvement of parents in the education of their child, including compact agreements between the teachers, pupils, and parents that require parental participation in all of the following areas, as articulated in the State Board of Education's policy on parent involvement adopted on September 9, 1994:~~

~~(A) Emphasizing at home the importance of education and learning.~~

~~(B) Promoting communication about school programs and pupils' progress.~~

~~(C) Involving parents in instructional and support roles at the school.~~

~~(D) Providing parents with strategies and techniques in assisting their children with learning activities.~~

~~(E) Preparing parents to actively participate in school decisionmaking.~~

~~(F) Providing parents with skills to access community and support services that strengthen school programs.~~

~~(2) A parent involvement plan shall also include a coordinated effort between adult education, family~~

1 literacy programs, and, where applicable, the Healthy
2 Start Support Services for Children program contained in
3 Chapter 5 (commencing with Section 8800) of Part 6. A
4 plan shall be consistent with existing parent involvement
5 plans to the extent that schoolsites applying under this
6 article are currently operating parent involvement
7 programs pursuant to federal law.

8 (3) A parent involvement plan shall also include a
9 component that facilitates contact between the teacher
10 and parent to better meet student needs in achieving
11 academic goals. To the extent necessary, the plan shall
12 address a procedure for contact between teachers and
13 parents that may take place outside of school hours.

14 (d) A parent involvement plan developed by the
15 schoolsite council of a school shall be reviewed and
16 approved by the governing board of the school district
17 having jurisdiction of the school, which shall then be
18 submitted with the application for funding pursuant to
19 paragraph (2) of subdivision (b) to the State Department
20 of Education.

21 (e) In any fiscal year in which funds are appropriated
22 for parent involvement grants for the Parent
23 Involvement Grant Program, the Superintendent of
24 Public Instruction shall administer the application
25 process and award one-time grants on a competitive basis
26 in the amount of twenty-five thousand dollars (\$25,000).

27 (f) Nothing in this section shall be construed to
28 supersede any valid restraining order, protective order,
29 or order for custody or visitation issued by a court of
30 competent jurisdiction.

31 SEC. 2. Notwithstanding Section 17610 of the
32 Government Code, if the Commission on State Mandates
33 determines that this act contains costs mandated by the
34 state, reimbursement to local agencies and school
35 districts for those costs shall be made pursuant to Part 7
36 (commencing with Section 17500) of Division 4 of Title
37 2 of the Government Code. If the statewide cost of the
38 claim for reimbursement does not exceed one million

1 dollars (\$1,000,000), reimbursement shall be made from
2 the State Mandates Claims Fund.

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